

10-15-01

A

Practitioner's Docket No.: 1095\_001CON

PATENT

NEW APPLICATION TRANSMITTAL

Box Continuation Application  
Assistant Commissioner for Patents  
Washington D.C. 20231

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to the Box Continuation Application, Assistant Commissioner for Patents, Washington D.C. 20231 on October 12, 2001 under "EXPRESS MAIL" mailing label number EL594027737US.

*Cheryl M. Nichols*  
Cheryl M. Nichols

Transmitted herewith for filing is the patent application of:

Inventor 1: Louis B. Paludi  
Address: 1004 Bay Drive, West Atlantic City, NJ 08232

Title: GAME UTILIZING NON-IDENTICAL SEQUENTIAL IMAGES AS A WINNING CONDITION

1. Type of Application

This is a request for filing a CONTINUATION APPLICATION under 37 C.F.R. §1.53(b), of pending prior application:

Serial No.: 09/528,702      Group Art Unit: 3713  
Filed: March 17, 2000      Examiner: Nguyen, K.

Title: GAME UTILIZING NON-IDENTICAL SEQUENTIAL IMAGES AS A WINNING CONDITION

Inventors: Louis B. Paludi

2. Papers Enclosed

A. Required for filing date under 37 CFR 1.53(b) (Regular) are:

- 11 Page(s) of Specification
- 5 Page(s) of Claims
- 1 Page(s) of Abstract
- 3 Sheet of Formal Drawings (Figs. 1-4)

B. Other Papers Enclosed

- ☐ A Preliminary Amendment
- ☒ A copy of the Declaration and Power of Attorney from the prior application
- ☒ A copy of the Information Disclosure Statement from the prior application
- ☒ PTO Form-1449 from the prior application

3. ☒ Amend the specification by inserting after the title and before the first line the sentence:

**--Cross Reference to Related Application**

This is a continuation application of U.S. Serial No. 09/528,702, filed March 17, 2000, now allowed, the entirety of which is incorporated herein by reference.--

**4. Relate Back**

**A. 35 U.S.C. 119(e)**

☐ Priority of provisional application Serial No. \_\_\_\_\_ filed \_\_\_\_\_, is hereby claimed under 35 U.S.C. §119(e).

**B. 35 U.S.C. 120, 121 and 365(c)**

☒ Priority of said prior application U.S. Serial No. 09/528,702, filed March 17, 2001, is hereby claimed under 35 U.S.C. §120.

**C. 35 U.S.C. 119 Priority Claim for Prior Application**

☐ Priority of foreign application(s) No. \_\_\_\_\_, filed in \_\_\_\_\_ is hereby claimed under 35 U.S.C. §119.

☐ A certified copy of the above corresponding foreign application was filed in prior application Serial No. \_\_\_\_\_ on \_\_\_\_\_.

☐ A certified copy of the above corresponding foreign application is filed herewith.

**5. Declaration or Oath (including Power of Attorney)**

The power of attorney in the prior application is to Robert E. Purcell, Reg. No. 28,532:

☐ A new power of attorney is enclosed.

☒ A copy of the power in the prior application is enclosed.

☒ Address all future communications to:

Robert E. Purcell, Esq.  
Wall Marjama & Bilinski, LLP  
101 South Salina Street, Suite 400  
Syracuse, NY 13202

**6. Inventorship Statement**

The inventorship for all the claims in this application are the same.

**7. Assignment**

The prior application is assigned of record to \_\_\_\_\_, at Reel \_\_\_\_\_, Frame(s) \_\_\_\_\_, and this application should also be assigned to.

09/528,702

**8. Small Entity Status**

Applicant claims small entity status. (See 37 CFR 1.27)

Small entity was established in the parent application via a verified statement filed on March 17, 2000.

**9. The filing fee has been calculated as shown below:**

- A. Filing Fee  
☒ Original Patent Application \$ 370.00  
(37 C.F.R. 1.16(a) --\$740.00; Small Entity--\$370.00)
- B. Fees for Claims ( 22 Claims; 4 Indep.)  
☒ each independent claim in excess of 3  
(37 C.F.R. 1.16(b)--\$84.00; small entity--\$42.00) \$ 42.00  
☒ each claim in excess of 20  
(37 C.F.R. 1.16(c)--\$18.00; small entity--\$9.00) \$ 18.00  
☐ multiple dependent claim(s)  
(37 C.F.R. 1.16(d)--\$280.00; small entity--\$140.00) \$ .00
- Total Fees Due \$ 430.00**

**10. Payment of Fees and Authorization to Charge Additional Fees or Credit Overpayment**

- ☒ A check in the amount of \$430.00 is enclosed.  
☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0289. A duplicate copy of this sheet is enclosed.  
☒ Any additional filing fees required under 37 CFR 1.16.  
☐ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

WALL MARJAMA & BILINSKI, LLP

  
\_\_\_\_\_  
Robert E. Purcell  
Reg. No. 28,532

October 12, 2001

Date

REP/cmn

Customer No.:



20874

PATENT TRADEMARK OFFICE

095644101  
102701-TEH92660

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

October 12, 2001

Louis B. Paludi

Parent Priority Information:

Ser. No.: Not Assigned

Ser. No. 09/528,702

Filed: Concurrently Herewith

Filed: March 17, 2000

For: GAME UTILIZING NON-IDENTICAL SEQUENTIAL IMAGES AS A  
WINNING CONDITION

Box Continuation Application  
Assistant Commissioner for Patents  
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*Cheryl M. Nichols*  
Cheryl M. Nichols

REQUEST FOR NON-PUBLICATION OF APPLICATION  
UNDER 35 U.S.C. §122(b)  
37 C.F.R. §1.213(a)

Sir:

1. This request is being submitted with this application on filing.
2. It is requested that this application not be published under 35 U.S.C. §122(b).
3. This is to certify that the invention disclosed in this application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Respectfully submitted,

WALL MARUMA & BILINSKI, LLP

*Robert L. Purcell*  
Robert L. Purcell  
Reg. No. 28,532

October 12, 2001  
Date

REP/cmn

Customer No.:



20874

PATENT TRADEMARK OFFICE

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